

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – MA&UD Department - Allegation of acquisition of assets disproportionate to the known sources of income against Sri Koleri Krishna Reddy, Planning Officer (Retd), Tirupati Urban Development Authority (TUDA), Tirupati - Further action dropped – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.III) DEPARTMENT

G.O.Rt.No.521

Dated.17.08.2023

Read the following:

- 1.From VC, TUDA, Tirupati Lr.Roc.No.1241/C1/2017, dt.21.07.2017.
- 2.G.O.Rt.No.538 MA&UD(Vig.I) Dept., dt.26.07.2017.
- 3.From DG, ACB, Vijayawada, Lr.Rc.No.112/RCA-TCT/2017, dt.21.06.2018.
- 4.G.O.Rt.No.339 MA&UD(Vig.III-1) Department, dt.23.10.2018.
- 5.G.O.Rt.No.564, MA&UD(Vig.III-1) Dept., dt.09.09.2019.
- 6.From DG, ACB, Vijayawada, Lr Rc.No.112/RCA-TCT/2017, dt.31.03.2023.
- 7.Representation of Sri Koleri Krishna Reddy, dt.17.05.2023.

O R D E R :-

Whereas in the reference 1st read above, the Vice Chairman, Tirupati Urban Development Authority (TUDA), Tirupati has stated that the Inspector of Police, ACB, Tiruapti Range, Tiruapti in his Radio Message, dt.21.07.2017 informed that a case was registered against Sri K.Krishna Reddy, Planning Officer, TUDA, Tiruapti under C.R.No.03/RCA-TCT/2017 U/s 13(2) r/w 13(1) (e) of P.C Act, 1988 of ACB on the allegation of disproportionate of assets to the known sources of his legal income and arrested him on 20.07.2017 and produced before the Hon'ble Spl.Judge for the Trial of ACB Cases, Nellore on 21.07.2017. Accordingly, Government placed the above accused under suspension in terms of Rule-8 (2) of Andhra Pradesh Civil Services (CC&A) Rules, 1991, vide G.O. 2nd read above.

2. The Director General, ACB, AP, Vijayawada in reference 3rd read above, among others, requested the Government to authorize the investigating officer to file an application in the Hon'ble Court of Special Judge for SPE & ACB Cases, Nellore for attachment of certain properties worth of Rs.2,27,27,696/- of Sri K.Krishna Reddy, Planning Officer, TUDA, Tiruapti in Cr.No.03/RCA-TCT/2017, dt.19.07.2017 of ACB, Tirupati Range Tirupati under Section 13(2) r/w 13(1)(e) of the Prevention of Corruption Act, 1988. Accordingly, Government authorized the Investigating Officer of ACB, Tirupati Range, Tirupati of this case for filing application in the Hon'ble Court of Special Judge for SPE & ACB Cases, Nellore for attachment of certain properties worth of Rs.2,27,27,696/-of the above accused and his family vide G.O. 4th read above.

3. Based on the recommendations of Committee on review of suspension cases relating to ACB cases, Government reinstated Sri Koleri Krishna Reddy, Planning Officer, TUDA, Tirupathi vide G.O. 5th read above.

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4. In the reference 6th read above, the Director General, Anti Corruption Bureau in his final report has stated that the allegation of acquisition of assets disproportionate to his known sources of income is substantiated against Sri Koleri Krishna Reddy, Planning Officer, TUDA, Tirupathi and recommended for prosecution of the AO under Section 13(2) r/w 13(1)(e) of PC Act 1988 and also recommended to initiate departmental action against the above AO under Rule 9 of AP Revised Pension Rules, 1980 for violation of Rule 3(1)(2), 9(1)(2)(7) and 10(1-A) of APCS (Conduct) Rules, 1964. Finally, the DG, ACB, Vijayawada has requested to issue sanction order as required under Section 19(1)(b) of PC Act, 2018 for prosecution of the AO in the Court of law.

5. Whereas in the reference 7th cited, Sri Koleri Krishna Reddy, Planning Officer (Retd), TUDA, Tiruapti, in his representation, while enclosing (5) notices issued by the ACB authorities and his replies along with supported documents/enclosures, has stated that the ACB officials of Tirupthi Range, Tirupthi have registered a case against him without conducting proper pre-verification in respect of his Annual Property Returns (APRs) filed in his office, Income Tax Returns, family background and affluence of self and his in-laws. In the FIR, it was alleged that the estimation of the total value of Assets was at Rs.1,63,55,626/-, income at Rs.1,45,80,000/- and Expenditure at Rs.86,80,000/- with the help of the said imaginary figures, his assets which are allegedly disproportionate to the known sources of income were estimated at Rs.1,05,15,626/-. Further, he has stated that on account of fact that there is an excess income of more than Rs.57,55,048/-, no case of disproportionate assets can be made out against him. Hence, he has requested the Government to consider all the aspects mentioned in his written explanations submitted to the ACB., authorities which are all based on the facts and figures and to drop further action against him.

6. Government have examined the final report of Director General, Anti Corruption Bureau, Vijayawada; keeping in view of the representation of the accused officer and it is observed that the investigating authority added the expenditure of the wife's property and expenditure towards her business activities but not included the income from the above sources. The Accused Officer and his wife are Income Tax Assessors and the properties mentioned by the investigating agency are covered in the Income Tax Returns. The investigating authorities have not considered the sale of House plot (intimated through APRs), agriculture income of AOs wife (reflected in IT Returns), Marginal Money of Bank loan (bank statement), Granite's dispatched amount (Letter of Assistant Director, Mines & Geology) and Komatsu Excavator sale and its rentals. The cost of the Innova Car and its maintenance has also not deleted from the expenditure statement, as the same is not in the name of AO or his family members. The ACB authorities have not taken into consideration the above said components and also not given suitable weightage to the property returns, while calculating the disproportionate assets, as per the instructions issued in Circular Memo No.623/Spl.C/A1/2008-1, dt.15.10.2008 of General Administration (Spl.C) Department. If those instructions are followed, there will be no disproportionate assets against the Accused Officer. Hence, it is decided to drop further action against Sri Koleri Krishna Reddy, Planning Officer (Retd), TUDA, Tiruapti on the allegation of possessing assets disproportionate to the known sources of legal income.

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7. Accordingly, the Government hereby drop further action against Sri Koleri Krishna Reddy, Planning Officer (Retd), TUDA on the allegation of possession of assets disproportionate to the known sources of legal income.

8. The Director General, Anti Corruption Bureau, Vijayawada shall take necessary further action in the matter, accordingly.

9. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y.SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Director General, ACB., Vijayawada, Krishna District.

Copy to:

The Vice Chairman, Tirupati Urban Development Authority (TUDA), Tirupati.
Sri Koleri Krishna Reddy, Planning Officer(Retd), TUDA **through** the VC,
TUDA, Tirupati.

The Secretary to CM.

The OSD to M(MA&UD).

The Secretary, APVC, Velagapudi, AP Secretariat.

Sf/Sc (E 241973).

// FORWARDED :: BY ORDER //

SKhlegu
SECTION OFFICER